

**UNITED STATES DISTRICT COURT
FOR THE DISTRICT OF MASSACHUSETTS**

CIVIL ACTION NO. 04-10299-RGS

NEW ENGLAND WATERPROOFING,
INC., a Massachusetts corporation, doing
business under the trademark "Crack-X,"
Plaintiff

v.

DAVID DALESSANDRI, and CONCRETE
PRESCRIPTIONS, LLC, a Maine Limited
Liability Company doing business as
"Concrete RX,"
Defendant

**ASSENTED TO MOTION TO ENLARGE TIME
FOR PLAINTIFF TO RESPOND TO DEFENDANTS' MOTION FOR
ORDER MODIFYING SCHEDULING ORDER AND GRANTING LEAVE
TO FILE AMENDED ANSWER AND COUNTERCLAIM**

New England Waterproofing, Inc., the plaintiff in the above-captioned matter, moves with the assent and agreement of defendants, David Dalessandri and Concrete Prescriptions, LLC, to enlarge the time that New England Waterproofing, Inc. has to respond to the Defendants' Motion for Order Modifying Scheduling Order and Granting Leave to File Amended Answer and Counterclaim, through and including April 29, 2005. The enlargement of time is necessary to enable

counsel to address the issues raised by defendants' motion and supporting materials.

Wherefore, New England Waterproofing, Inc., urges this Court to extend the time to respond to the Defendants' Motion for Order Modifying Scheduling Order and Granting Leave to File Amended Answer and Counterclaim through and including April 29, 2005.

Assented and Agreed to:

/s/Stanley W. Wheatley
Stanley W. Wheatley
BBO No. 544643
33 Enterprise Street
P.O. Box 1474
Duxbury, MA 02332
(781) 934-2750

Attorneys for the Defendants,
David Dalessandri and Concrete
Prescriptions, LLC

/s/Steven T. Sager
Steven T. Sager
Christopher J. Sissons
BBO No. 548777, 634919
Sager & Schaffer LLP
182 Turnpike Road, Suite 250
Westborough, MA 01581
(508) 898-9900

Attorney for Plaintiff,
New England Waterproofing, Inc.

So Ordered:
